

# Grain Inspection, Packers and Stockyard Admin. (FGIS), USDA

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(b) *Procedure for summary action.* In cases where the public health, interest, or safety require, the Administrator may summarily suspend an inspector's, technician's, or sampler's license without prior hearing. In such cases, the licensee shall be advised of the factors which appear to warrant suspension or revocation of the license. The licensee shall be accorded an opportunity for a hearing before the license is finally suspended or revoked.

(c) *Procedures for other than summary action.* Except in cases of willfulness or those described in paragraph (b) of this section, the Administrator, before instituting proceedings for the suspension or revocation of a license, shall provide the licensee an opportunity to

demonstrate or achieve compliance with the Act, regulations, standards, and instructions. If the licensee does not demonstrate or achieve compliance, the Administrator may institute proceedings to suspend or revoke the license.

(The information collection requirements contained in paragraph (c) have been approved by the Office of Management and Budget under control number 0580-0012)

## FEES

### § 868.90 Fees for certain Federal inspection services.

(a) The fees shown in Table 1 apply to Federal Commodity Inspection Services specified below.

TABLE 1—HOURLY RATES <sup>1, 3</sup>

[Fees for inspection of commodities other than rice]

Hourly Rates (per service representative):	
Monday to Friday .....	\$34.20
Saturday, Sunday, and Holidays .....	44.40
Miscellaneous Processed Commodities: <sup>2</sup>	
(1) Additional Tests (cost per test, assessed in addition to the hourly rate):	
(i) Aflatoxin Test (Thin Layer Chromatography) .....	51.40
(ii) Falling Number .....	12.50
(iii) Aflatoxin Test Kit .....	7.50
Graded Commodities (Beans, Peas, Lentils, Hops, and Pulses):	
(1) Additional Tests—Unit Rates (Beans, Peas, Lentils):	
(i) Field run (per lot or sample) .....	23.00
(ii) Other than field run (per lot or sample) .....	13.75
(iii) Factor analysis (per factor) .....	5.65
(2) Additional Tests—Unit Rates (Hops): (i) Lot or sample (per lot or sample) .....	29.30
(3) Additional Tests—Unit Rates (Nongraded Nonprocessed Commodities):	
(i) Factor analysis (per factor) .....	5.65
(4) Stowage Examination (service-on-request) <sup>4</sup> (i) Ship (per stowage space) (minimum \$252.50 per ship) .....	50.50
(ii) Subsequent ship examinations (same as original) (minimum \$151.50 per ship) .....	
(iii) Barge (per examination) .....	40.50
(iv) All other carriers (per examination) .....	15.50

<sup>1</sup> Fees for original commodity inspection and appeal inspection services include, but are not limited to, sampling, grading, weighing, stowage examinations, pre-inspection conferences, sanitation inspections, and other services requested by the applicant and that are performed within 25 miles of the field office. Travel and related expenses (commercial transportation costs, mileage, and per diem) will be assessed in addition to the hourly rate for service beyond the 25-mile limit. Refer to § 868.92. Explanation of service fees and additional fees, for all other service fees except travel and per diem.

<sup>2</sup> When performed at a location other than the Commodity Testing Laboratory.

<sup>3</sup> Faxed and extra copies of certificates will be charged at \$1.50 per copy.

<sup>4</sup> If performed outside of normal business hours, 1½ times the applicable unit fee will be charged.

(b) In addition to the fees, if any, for sampling or other requested service, a fee will be assessed for each laboratory

test (original, retest, or appeal) listed in table 2 of this section.

(c) If a requested test is to be reported on a specified moisture basis, a

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fee for a moisture test will also be assessed.

(d) Laboratory tests referenced in table 2 of this section will be charged at the applicable laboratory fee.

TABLE 2—FEES FOR LABORATORY TEST SERVICES <sup>1</sup>

Laboratory tests	Fees
(1) Aflatoxin (Quantitative—HPLC) .....	\$182.00
(2) Aflatoxin (Quantitative—Test Kit) .....	87.00
(3) Aflatoxin (Qualitative—Test Kit) .....	47.00
(4) Appearance and odor .....	7.00
(5) Ash .....	17.00
(6) Brix .....	16.00
(7) Calcium .....	27.00
(8) Carotenoid Color .....	27.00
(9) Cold test (oil) .....	20.00
(10) Color test (syrups) .....	13.00
(11) Cooking tests (pasta) .....	13.00
(12) Crude fat .....	20.00
(13) Crude fiber .....	27.00
(14) Falling number .....	24.00
(15) Free fatty acid .....	24.00
(16) Insoluble impurities (oils and shortenings) .....	9.00
(17) Iron enrichment .....	30.00
(18) Lovibond color .....	20.00
(19) Moisture .....	13.00
(20) Moisture and volatile matter .....	17.00
(21) Oxidative stability index (OSI) .....	54.00
(22) Peroxide Value .....	27.00
(23) Popping ratio .....	38.00
(24) Protein .....	16.00
(25) Sanitation (light filth) .....	47.00
(26) Sieve test .....	11.00
(27) Smoke Point .....	43.00
(28) Solid fat index .....	168.00
(29) Visual exam .....	22.00
(30) Vomitoxin (Qualitative—Test Kit) .....	61.00
(31) Vomitoxin (Quantitative—Test Kit) .....	81.00
(32) Other laboratory analytical services (per hour per service representative) .....	67.00

<sup>1</sup> When laboratory tests/services are provided for GIPSA by a private laboratory, the applicant will be assessed a fee, which, as nearly as practicable, covers the costs to GIPSA for the service provided.

[61 FR 66535, Dec. 18, 1996, as amended 66 FR 17777, Apr. 4, 2001; 69 FR 1894, Jan. 13, 2004]

**§ 868.91 Fees for certain Federal rice inspection services.**

The fees shown in Tables 1 and 2 apply to Federal rice inspection services.

TABLE 1—HOURLY RATES/UNIT RATE PER CWT.

[Fees for Federal Rice Inspection Services]

Service <sup>1</sup>	Regular Work-day (Monday-Saturday)	Nonregular Workday (Sunday-Holiday)
Contract (per hour per Service representative) .....	\$46.40	\$64.40
Noncontract (per hour per Service representative) .....	56.60	78.00
Export Port Services (per hundredweight) <sup>2</sup> .....	.056	.056

<sup>1</sup> Original and appeal inspection services include: Sampling, grading, weighing, and other services requested by the applicant when performed at the applicant's facility.

<sup>2</sup> Services performed at export port locations on lots at rest.

TABLE 2—UNIT RATES

Service <sup>1,3</sup>	Rough rice	Brown rice for processing	Milled rice
Inspection for quality (per lot, subplot, or sample inspection) .....	\$35.50	\$30.50	\$22.00
Factor analysis for any single factor (per factor):			
(a) Milling yield (per sample) .....	27.50	27.50	.....